ECF Informer

ISSUE 12

AUGUST 14, 2008

CM/ECF UPDATES

On **Monday, August 18, 2008**, a few filing event changes take affect which may impact your processes as a user of CM/ECF. This issue of the court's ECF newsletter is devoted to those system modifications. Please take a few moments to review and, as always, if you have any questions please contact the court at 801-524-6575 or 801-450-3443. Also, available on our website at www.utb.uscourts.gov is the Electronic Case Filing Training and User Guide which may assist you.

OPEN VOLUNTARY BANKRUPTCY CASE

When opening a new bankruptcy case, there are three options in the "Fee Status Field": Paid, Installment, or Fee Not Paid (see Figure 1). Selecting Paid, will charge a filer the full amount at the conclusion of the opening of the bankruptcy case. If the selection Fee Not Paid is made, the petition must be accompanied by an Application to Proceed In Forma Pauperis. If the Installment option is selected, the petition must be accompanied by an Application to Pay Filing Fees in

Installments. Prior to the modifications, a filer could only apply for two equal installment payments. The installment process has been changed to accommodate varying payment amounts, including the option to pay \$0.00 at the opening of the bankruptcy case, and instead spread the case filing fee out over the allowed 120 days. ECF filers using a third party software to prepare new cases, should check with their provider to ensure compatibility with this new enhancement. When a user selects Installments as the fee status, a new prompt will be displayed to insert an amount for payment. If this amount is 0.00, please indicate in the fee field. Users who insert 0.00 in the field will not be charged. Please refer to next page for instructions on the installment payment event. Users who insert any other amount will be charged appropriately. Please note: The amount inserted in the field, MUST

INSIDE THIS ISSUE: Electronically Paid Fees - Installments Only Paying Other Out-2 standng Court Fees Amended Schedules 3 (Fee), Amended Schedules (No Fee), Amended Matrix and Amended Schedules Notice of Endorsement 4 Notice of Appearance 4 of Counsel and Request for Notice (No Image) and Notice of Appearance of Counsel (With Image)

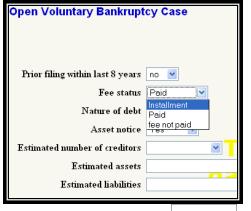


Figure 1

4

MATCH THE APPLICATION TO PAY FILING FEE IN INSTALLMENTS.

(see Figure 2)



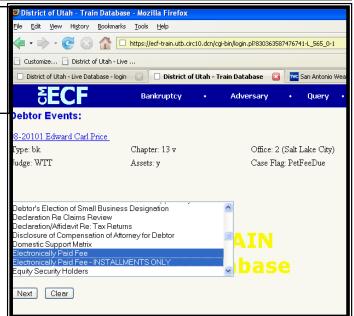
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OUT WITH THE OLD AND IN WITH THE NEW PROCEDURES FOR

ELECTRONICALLY PAID FEE

All Electronically Paid Fee events with a numeric value are no longer available on the ECF database. Replacing these events are two new events, 1. Electronically Paid Fee and 2. Electronically Paid Fee— INSTALLMENTS ONLY. Both events are located in Debtor Events and Other categories. (see figure 3)

Figure 3



ELECTRONICALLY PAID FEE— INSTALLMENTS ONLY

This event is to be used for installment payments on bankruptcy case filing fees. Users will insert the appropriate installment amount promised on the Application to Pay Filing Fees in Installments, and then proceed through the credit card payment process. The fee amount inserted by the ECF filer, MUST MATCH THE FEES LISTED IN THE APPLICATION TO PAY FEE IN INSTALLMENTS. The event is available in both the Debtor Events and Other categories.

PAYING OTHER COURT FEES USING ECF

The new and improved Electronically Paid Fee event, (located in both the Debtor Events and Other categories), can be used to pay any outstanding court fee, (not already applied to your

Debtor Events:

08-20101 Edward Carl Price

Type: bk Chapter: 13 v

Judge: WTT Assets: y

Select a Fee Amount

15
25
26
35
60
150
155
200
235
260

internet account). For example, you may receive a Clerk's Notice of Fees Due requesting payment of fees. Users can now use this event and select the appropriate amount from the selection list. Please remember when using this event, to relate the fee to the appropriate entry (i.e. a motion, amendment, etc...), do not relate to the Clerk's Notice of Fees Due. After selecting this event and relating it appropriately, a screen prompt will display with a list, from which to select the corresponding fee. In order to avoid unnecessary charges and/or refund issues, users should be careful to select the appropriate fee amount. (see figure 4). To review account fees paid or owed to the court, go to the Utilities menu option in ECF.

Figure 4

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AMENDED SCHEDULE (FEE), AMENDED SCHEDULE (NO FEE) AND AMENDED MATRIX AND AMENDED SCHEDULES (COMBINED FEE)

These filing events are available in the Debtor Events and Other categories and have been modified to prompt the user to check a box or boxes indicating the changes made to a case, with the amendment (see figure 5). The Court **strongly encourages**

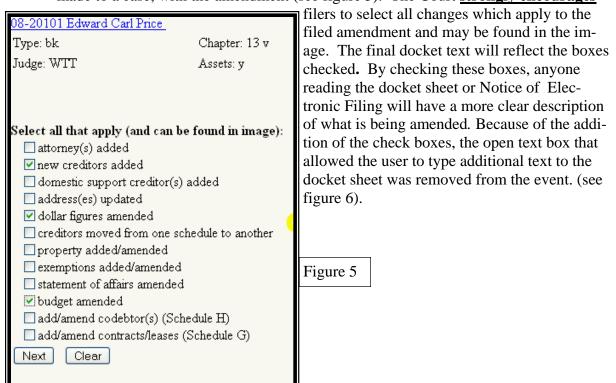




Figure 6

United States Bankruptcy Court District of Utah

Honorable Glen Clark Chief Judge

> David Sime Clerk of Court

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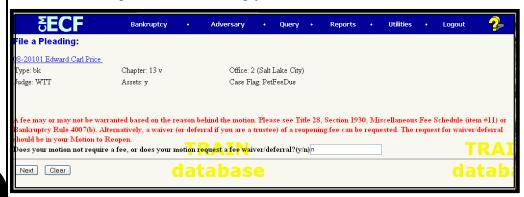
NOTICE OF ENDORSEMENT

Notice of Endorsement event filed without a pdf document. It is simply a virtual entry of an approval of a document that already exists on a case docket. An example would be a stipulation or pending order filed by opposing counsel or by a trustee.

New to ECF is an additional endorsement event for use by debtors' attorneys. This event is located in the Debtor Events category. For any other type of attorney filer there is still a Notice of Endorsement located in the Notices category.

REOPEN CASE – CHAPTER 13

This event, available in the Motions/Applications category, has a new message that will be relevant, only if a fee waiver is requested in the motion or if the trustee is requesting a deferral. You will find a display message discussing the fee associated with this motion, as shown below. The waiver must be specifically requested in the attached motion. Please review this message and act accordingly.



NOTICE OF APPEARNCE OF COUNSEL AND RE-QUEST FOR NOTICE (NO IMAGE) and NOTICE OF APPEARANCE OF COUNSEL (WITH IMAGE)

The Notice of Appearance and Request of Notice events allow filers to add an attorney and the creditor they represent, within the same event. The attorney will add a party and then make an association for representation of the party. Once the party has been added to the case, filers may then add the same party to the creditor list. Both events, available to file with a PDF image or without an image, are located in the Notices Category.

The Court has recently re-engineered these events in order to eliminate confusion and to make the filing of this event a much easier process.